THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No. 23953 of 1998

Dated 5th July 2006

Between:

G. Usha Rani W/o.Takkellapally Venugopal Rao

…Petitioner

and

The Secretary to Govt., Education (Ser.VI) Dept,
Secretariat, Hyderabad & others

…Respondents

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O R D E R:

The petitioner is a teacher in a Panchayat Raj school. She approached this court with a prayer to declare Rule 9 (iii) (b), contained in G.O.Ms.No205, dated 6.7.1998, as illegal, discriminatory and null and void, and for a direction to the respondents to reframe the rule, removing the discrimination between the employment of the spouse in Government and other services.

The relevant provision dealt with the weightage to be added during the course of transfers. Where a teacher and his spouse are employed in the Government/Panchayat Raj Department, as teachers, a weightage of 10 marks was given, and in case, one of them is a teacher in the Panchayat Raj Department and the other is an employee in the Government or Public Sector, weightage of 5 marks is provided for. No interim order was granted in this case. The rules relating to transfer have undergone several changes, ever

since the writ petition was filed. The cause of action in the writ petition does not survive.

Hence, the writ petition is dismissed as infructuous. There shall be no order as to costs.

5th July 2007

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